



Practitioner's Docket No. 2354/114

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Nigel Sammes, Tracy Murray, Michael Brown, and Warren Ziegler

Application No.: 09/864,070

Group No.: 1745

Filed: May 22, 2001

Examiner: Angela Martin

For: Electrode-Supported Solid State Electrochemical Cell

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

AMENDMENT TRANSMITTAL

1. Transmitted herewith is an amendment for this application.

STATUS

2. Applicant is a small entity. A statement was already filed.

EXTENSION OF TERM

3. The proceedings herein are for a patent application and the provisions of 37 C.F.R. 1.136 apply. Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition for extension of time.

CERTIFICATION UNDER 37 C.F.R. §§ 1.8(a) and 1.10*

*(When using Express Mail, the Express Mail label number is mandatory;
Express Mail certification is optional.)*

I hereby certify that, on the date shown below, this correspondence is being:

MAILING

deposited with the United States Postal Service in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

37 C.F.R. § 1.8(a)

with sufficient postage as first class mail.

37 C.F.R. § 1.10*

as "Express Mail Post Office to Addressee"
Mailing Label No. _____ (mandatory)

TRANSMISSION

facsimile transmitted to the Patent and Trademark Office, (703) _____


Signature

Date: October 8, 2004

Jeffrey T. Klayman

(type or print name of person certifying)

* Only the date of filing (§ 1.6) will be the date used in a patent term adjustment calculation, although the date on any certificate of mailing or transmission under § 1.8 continues to be taken into account in determining timeliness. See § 1.703(f). Consider "Express Mail Post Office to Addressee" (§ 1.10) or facsimile transmission (§ 1.6(d)) for the reply to be accorded the earliest possible filing date for patent term adjustment calculations.

FEE FOR CLAIMS

4. The fee for claims (37 C.F.R. 1.16(b)-(d)) has been calculated as shown below:

(Col. 1)	(Col. 2)	(Col. 3)	SMALL ENTITY					
CLAIMS REMAINING AFTER AMENDMENT	HIGHEST NO. PREVIOUSLY PAID FOR	PRESENT EXTRA	RATE			ADDIT. FEE		
TOTAL	79	–	86	=	0	x \$ 9.00	=	\$ 0.00
INDEP.	7	–	9	=	0	x \$ 44.00	=	\$ 0.00
FIRST PRESENTATION OF MULTIPLE DEP. CLAIM					+	\$ 0.00	=	\$ 0.00
					TOTAL ADDIT. FEE		\$	0.00

No additional fee for claims is required.

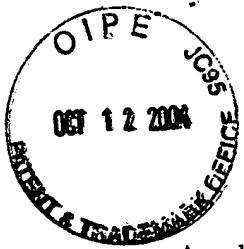
FEE DEFICIENCY

5. If an additional extension and/or fee is required, charge Account No. 19-4972.

If an additional fee for claims is required, charge Account No. 19-4972.

Date: October 8, 2004


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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Sammes

Atty Dkt: 2354/114

Serial No.: 09/864,070

Art Unit: 1745

Date Filed: May 22, 2001

Examiner: Angela Martin

Invention: ELECTRODE-SUPPORTED SOLID STATE ELECTROCHEMICAL
CELL

CERTIFICATE OF MAILING

I hereby certify that this document, along with any other papers referred to as being attached or enclosed, is being deposited with the United States Postal Service as first class mail with sufficient postage in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on October 8, 2004.


Jeffrey T. Klayman

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RESPONSE

Dear Sir:

In response to the Office action of July 12, 2004, please amend the above-identified application as follows:

Remarks/Arguments begin on page 2 of this paper.